

02-14-02

Section

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ashley J. Birkett)	
)	Attorney Docket:
Serial No.: 09/931,325)	ICC-103.1 US
)	83502
Filed: August 15, 2001)	
)	
For: Malaria Immunogen and)	
Vaccine)	

CORRESPONDENCE CONCERNING MAILING UNDER 37 C.F.R. §1.8(b)

Commissioner for Patents
Washington, D.C. 20231
Attn: Box Sequence

Sir:

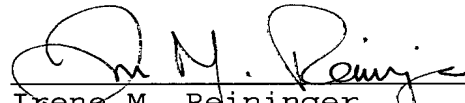
Applicant has become aware that the "Reply to Notice To File Missing Parts of Nonprovisional Application to Comply with the Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures", which was filed on December 11, 2001, with a certificate of mailing under 37 C.F.R. §1.8, was never received by the Patent and Trademark Office.

In accordance with 37 C.F.R. §1.8, applicant hereby requests that the enclosed copy of the Reply, including all its enclosures, be considered timely filed and that the Notice of Incomplete Reply (Nonprovisional) mailed on January 17, 2002 be cancelled.

Applicant's attorney hereby avers that the documents referred to were in fact filed on December 11, 2001 with a valid certificate of mailing indicating such. As a result the Reply to the Notice was timely filed. Applicant respectfully request that the document copies be accepted herewith as timely filed.

No further fee or petition is believed to be necessary. However, should any further fee be needed, please charge our Deposit Account No. 23-0920, and deem this paper to be the required petition.


Respectfully submitted,


Irene M. Reiningger
Registration No. 48,439

Welsh & Katz, Ltd.
120 South Riverside Plaza
22nd Floor
Chicago, Illinois 60606
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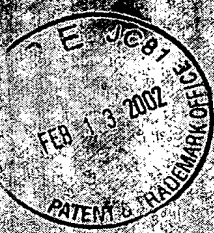
CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that the following are being deposited with the United States Postal Service, "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10, and are addressed to Hon. Commissioner of Patents, Washington, D.C. 20231 on February 13, 2002.


Fred Franks
Express Mail No. EL709888826US

Enclosures:

Copy of Notice to File Missing Parts of Nonprovisional Application Confirmation No. 3946 with Copy of Raw Sequence Listing Error Report; Copy of December 11, 2001 Printed Version of the Sequence Listing (42 pages); Disk containing Sequence Listing in PatentIn V. 2.1; Copy of Postcard sent December 11, 2001



Applicant: Ashley J. Birkett

Serial No.: 09/931,325

Filing Date: August 15, 2001

Title: Malaria Immunogen and Vaccine

ICC-103.1 US/83502

EPG:IMR:pat

12-11-01

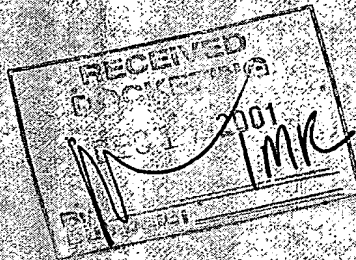
Response to Notice to File Missing Parts of Nonprovisional Application;
Copy of Notice to File Missing Parts Confirmation No. 3946
Sequence listing (42 pages); Disk containing sequence listing in
PatentIn v. 2.1; Postcard

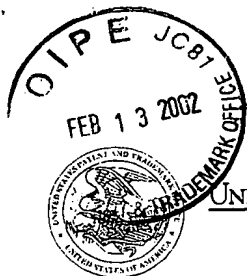
COMMISSIONER FOR PATENTS:

Please acknowledge receipt of the above-identified documents by
applying the Patent and Trademark Office receipt hereto and mailing
this card.

Respectfully,

WELSH & KATZ, LTD.





835DL

UNITED STATES PATENT AND TRADEMARK OFFICE

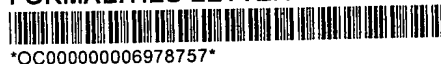
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WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/931,325	08/15/2001	Ashley J. Birkett	4564-83502

24628
WELSH & KATZ, LTD
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CHICAGO, IL 60606

CONFIRMATION NO. 3946

FORMALITIES LETTER



Date Mailed: 10/26/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

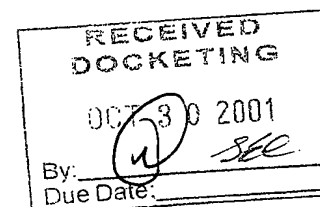
Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov



A copy of this notice **MUST** be returned with the reply.

B/S

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY